

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
AT NASHVILLE

JILL MARIE FITCHEARD,

Plaintiff,

v.

METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON
COUNTY,

Defendant.

No. 3:22-CV-00638
Judge Trauger

THE METROPOLITAN GOVERNMENT'S MOTION TO DISMISS

Pursuant to Fed. R. Civ. P. 12(b)(6), the Metropolitan Government of Nashville and Davidson County moves to dismiss all claims against it for failure to state a claim upon which relief may be granted. In support of her race discrimination and retaliation claims, Plaintiff does not offer any facts, only desired remedies and legal conclusions. As explained more fully in the contemporaneously filed memorandum of law, neither are sufficient to survive a motion to dismiss.

Respectfully submitted,

THE DEPARTMENT OF LAW OF THE
METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY
WALLACE W. DIETZ (#9949)
DIRECTOR OF LAW

/s/ Melissa Roberge

MELISSA ROBERGE (#26230)
MALLORY RICCI (#32492)
SENIOR COUNSEL
108 Metropolitan Courthouse
P.O. Box 196300
Nashville, Tennessee 37219
(615) 862-6341
Melissa.Roberge@nashville.gov
Mallory.Ricci@nashville.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing document has been served via U.S. Mail to:

Jill Marie Fitchard
2232 Arbor Pointe Way
Hermitage, TN 37076

on this 22nd day of August, 2022.

/s/ Melissa Roberge
Melissa Roberge